

EXECUTIVE JOURNAL.

[TWENTIETH SESSION.]

FRIDAY, DECEMBER 11, 1801.

The following written messages were received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

I nominate Jonathan Williams, of Pennsylvania, Major, to be Inspector of Fortifications.

Joseph Willcox, of Killingsworth, in Connecticut, to be Marshal for the District of Connecticut, in the place of Philip B. Bradley, resigned

TH: JEFFERSON.

December 11th, 1801.

Gentlemen of the Senate:

Early in the last month, I received the ratification, by the first Consul of France, of the convention between the United States and that nation. His ratification not being pure and simple, in the ordinary form, I have thought it my duty, in order to avoid all misconception, to ask a second advice and consent of the Senate, before I give it the last sanction, by proclaiming it to be a law of the land.

TH: JEFFERSON.

December 11th, 1801.

The messages were severally read.

Ordered, That the message containing the nomination of Jonathan Williams, and Joseph Willcox, lie for consideration.

On motion,

Ordered, That the message of the President of the United States, of the 11th instant, together with the treaty and ratification, therein mentioned, be referred to Mr. Logan, Mr. Jackson, and Mr. Tracy, to consider and report thereon.

MONDAY, DECEMBER 14, 1801.

The Senate proceeded to consider the message of the President of the United States, of the 11th instant, and the nominations contained therein, of Jonathan Williams, and Joseph Willcox, to office. Whereupon,

Resolved, That they do advise and consent to the appointment of Jonathan Williams, agreeably to the nomination.

Ordered, That the further consideration of the nomination of Joseph Willcox, be postponed until to-morrow.

FRIDAY, DECEMBER 18, 1801.

On motion, that the Secretary of the Senate give extracts from the Executive records of the Senate, to any person applying for the same, respecting the nominations and appointments of William Marbury, William Harper,

Robert T. Hooe, and Dennis Ramsay, as Justices of the Peace in the county of Washington; it was agreed that this motion lie for consideration.

Mr. Logan, from the committee appointed to take into consideration the message of the President of the United States, of the 11th instant, with the ratification of the convention between the United States and the French nation, made report; which was read, and after debate,

Ordered, That the further consideration thereof be postponed.

SATURDAY, DECEMBER 19, 1801.

The Senate resumed the consideration of the report of the committee on the message of the President of the United States, of the 11th instant, with the ratification of the treaty between the United States and the French nation; which report is as follows:

Resolved, That the Senate consider the convention between the United States and the French Republic, as fully ratified, and therefore return the same to the President of the United States, for the usual promulgation.

On motion,

It was agreed to amend the report, by inserting after the word "Senate," the following words, "two-thirds of the members present concurring therein."

And a division of the question was called for, as follows:

Resolved, That the Senate, (two-thirds of the members present concurring therein,) consider the convention between the United States and the French Republic as fully ratified.

And the yeas and nays being taken on this division of the report,

It passed in the affirmative,	{ Yeas,	22,
	{ Nays,	4.

Those who voted in the affirmative, are—Messrs. Anderson, Baldwin, Bradley, Breckinridge, Cocke, Dayton, Ellery, T. Foster, Franklin, Jackson, Logan, S. T. Mason, J. Mason, Morris, Nicholas, Ogden, Olcott, Sheafe, Sumpter, Tracy, White, and Wright.

Those who voted in the negative, are—Messrs. Chipman, D. Foster, Hillhouse, and Wells.

The yeas and nays being taken on the other division of the report, to wit:

"And therefore return the same to the President of the United States, for the usual promulgation."

It passed in the negative,	{ Yeas,	14,
	{ Nays,	12;

two-thirds of the Senators present not concurring therein.

Those who voted in the affirmative, are—Messrs. Anderson, Baldwin, Bradley, Breckinridge, Cocke, Ellery, T. Foster, Franklin, Jackson, Logan, S. T. Mason, Nicholas, Sumpter, and Wright.

Those who voted in the negative, are—Messrs. Chipman, Dayton, D. Foster, Hillhouse, J. Mason, Morris, Ogden, Olcott, Sheafe, Tracy, Wells, and White.

So it was

Resolved, That the Senate, (two-thirds of the members present concurring therein,) consider the convention between the United States and the French Republic as fully ratified.

On motion,

Resolved, That the convention, as ratified by the first Consul of France, and declared to be considered by the Senate, two-thirds concurring thereto,

to be fully ratified, he returned to the President of the United States, for the usual promulgation.

MONDAY, DECEMBER 21, 1801.

The Senate resumed the consideration of the message of the President of the United States, of the 11th instant, and the nomination therein contained, of Joseph Willcox, to office. Whereupon,

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

WEDNESDAY, DECEMBER 23, 1801.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

The States of Georgia and Tennessee being peculiarly interested in our carrying into execution the two acts passed by Congress on the 19th of February, 1799, (chap. 115,) and 13th May, 1800, (chap. 62,) Commissioners were appointed early in summer, and other measures taken for the purpose. The objects of these laws requiring meetings with the Cherokees, Chickasaws, Choctaws, and Creeks, the enclosed instructions were prepared for the proceedings with the three first nations. Our applications to the Cherokees failed altogether. Those to the Chickasaws produced the treaty now laid before you for your advice and consent, whereby we obtained permission to open a road of communication with the Mississippi Territory. The Commissioners are probably at this time in conference with the Choctaws. Further information having been wanting, when these instructions were formed, to enable us to prepare those respecting the Creeks, the Commissioners were directed to proceed with the others. We have now reason to believe the conferences with the Creeks cannot take place till the spring.

The journals and letters of the Commissioners, relating to the subject of the treaty, now enclosed, accompany it.

TH: JEFFERSON.

December 22d, 1801.

The message and papers were read.

Ordered, That they severally lie for consideration.

TUESDAY, DECEMBER 29, 1801.

The Senate took into consideration the treaty made on behalf of the United States with the Chickasaw nation of Indians, as communicated by the President of the United States, with his message of the 22d instant; and,

On motion,

Ordered, That it be printed for the use of the Senate.

WEDNESDAY, DECEMBER 30, 1801.

The Senate resumed the consideration of the treaty made on behalf of the United States with the Chickasaw nation of Indians, communicated by the

President of the United States, with his message of the 22d instant; and a motion was made,

Shall these words stand as part of the second article, to wit:

“To assist the Chickasaws to preserve entire all their rights against the encroachments of unjust neighbors, of which he shall be the judge; and also.”

And, after debate,

On motion,

Ordered, That the further consideration thereof be postponed until tomorrow.

TUESDAY, JANUARY 5, 1802.

The Senate resumed the consideration of the treaty made on behalf of the United States with the Chickasaw nation of Indians, communicated by the President of the United States, with his message of the 22d of December last; and, after debate,

On motion,

Ordered, That the further consideration thereof be postponed.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

The late Secretaries of State and of the Treasury, and late Attorney General, having been appointed Commissioners under the act entitled “An act for an amicable settlement of limits with the State of Georgia, and authorizing the establishment of a government in the Mississippi Territory;” and the act supplementary thereto, passed on the 10th of May, 1800, I now nominate, in their stead, the present Secretary of State, James Madison, the present Secretary of the Treasury, Albert Gallatin, the present Attorney General, Levi Lincoln, to be Commissioners under the same act.

TH: JEFFERSON.

January 5th, 1802.

The message was read.

Ordered, That it lie for consideration.

WEDNESDAY, JANUARY 6, 1802.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

During the late recess of the Senate, I have issued commissions for the following persons and offices, which commissions will expire at the end of this present session of the Senate. I therefore nominate the same persons to the same offices, for re-appointment, to wit:

Albert Gallatin, of Pennsylvania, Secretary of the Treasury, vice Samuel Dexter, resigned.

Robert Smith, of Maryland, Secretary of the Navy, vice Benjamin Stoddert, resigned.

Thomas Tudor Tucker, of South Carolina, Treasurer, vice Samuel Meredith, resigned.

Gideon Granger, of Connecticut, Postmaster General, vice Joseph Habersham, resigned.

Silas Lee, of Massachusetts, Attorney for the District of Maine, vice Daniel Davies, appointed to a State office.

David Leonard Barnes, of Rhode Island, Judge of that District Court, vice Benjamin Bourne, promoted.

David Howell, of Rhode Island, Attorney for the District of Rhode Island, vice David L. Barnes, promoted.

James Nicholson, of New York, Commissioner of Loans for New York, vice Matthew Clarkson, resigned.

Henry Potter, of North Carolina, a Judge of the 5th Circuit, vice John Sitgreaves, declined.

Dominic Augustine Hall, of South Carolina, Chief Judge of the 5th Circuit, vice Thomas Bee, declined.

William Stephens, of Georgia, Judge of the District Court of Georgia, vice Joseph Clay, resigned.

William Kilty, of Columbia, Chief Judge of the Circuit Court of the District of Columbia, vice Thomas Johnson, declined.

John Oakly, of Columbia, Collector and Inspector of the Revenue, for the District of Georgetown, vice Matthew Lingan, resigned.

Tobias Lear, General Commercial Agent in the Island of St. Domingo, vice Edward Stevens, resigned.

John E. Caldwell, of New Jersey, Commercial Agent for the city of St. Domingo, vice James Blake, appointed to Antwerp.

Malachi Jones, of North Carolina, Surveyor of the port of Curratuck, vice Samuel Jasper, dead.

James Alger, of Georgia, Commissioner of Loans in Georgia, vice Richard Wylley, dead.

Joel Lewis, of Delaware, Marshal of Delaware District, vice Robert Hamilton, whose term had expired.

William C. C. Claiborne, of Tennessee, Governor of the Mississippi Territory, vice Winthrop Sargeant, whose term had expired.

John Graham, of Kentucky, Secretary of the Legation to Madrid, on the salary and in the stead of a Private Secretary.

Thomas Sumpter, of South Carolina, Secretary of the Legation to Paris, on the salary and in the stead of a Private Secretary.

Jonas Clark, of Massachusetts, Inspector of the Revenue for the port of Kennebunk.

Jonathan Russell, of Rhode Island, Collector of the District of Bristol.

William McMillan, of the North Western Territory, Attorney for the District of Ohio.

James Tindlaye, of the North Western Territory, Marshal of the District of Ohio.

David Duncan, of the North Western Territory, Collector for the District of Michillimackinac.

William Chribbs, of the Indiana Territory, Collector of the District and Inspector of the port of Massac.

Walter Jones, Jun. of Columbia, Attorney for the District of Potomac.

William Baker, of Columbia, Marshal for the District of Potomac.

James Wilkinson, Benjamin Hawkins, and Andrew Pickens, Commissioners to treat with the Cherokees, Chickasaws, Choctaws, and Creeks.

William Richardson Davie, of North Carolina, a Commissioner to hold a treaty between North Carolina and the Tuscaroras.

James Blake, of Pennsylvania, Commercial Agent for Antwerp.

- Theodore Peters, of France, Commercial Vice-Agent at Bordeaux.
- Bartholomew Dandridge, of Virginia, Commercial Agent at Port Republican, St. Domingo.
- Edward Jones, of Columbia, Commercial Agent in the Island of Guadaloupe.
- Thomas Aborne, of Rhode Island, Commercial Agent at Cayenne.
- John J. Murray, of New York, Consul for the port of Glasgow, in Great Britain.
- Joseph Pulis, of Malta, Consul for the Island of Malta.
- Thomas Hewes, of Massachusetts, Consul for the port of Batavia, in the Island of Java.
- Jacob Lewis, of Massachusetts, Consul for the port of Calcutta, in Bengal.
- John S. Sherbourne, of New Hampshire, Attorney for the District of New Hampshire, vice Edw. St. Loe Livermore, nominated February 18th, but not appointed.
- George Blake, of Massachusetts, Attorney for the District of Massachusetts, vice Harrison G. Otis, nominated February 18th.
- Samuel Bishop, of Connecticut, Collector of the District of New Haven, vice Elizur Goodrich, nominated February 18th.
- Hermanus H. Wendell, of New York, Marshal of the District of Albany, vice James Dole, nominated February 21, but not appointed.
- George Maxwell, of New Jersey, Attorney for the District of New Jersey, vice Fred. Frelinghuysen, nominated March 2, but not appointed.
- Alexander James Dallas, of Pennsylvania, Attorney for the Eastern District of Pennsylvania, vice John W. Kittera, nominated February 18.
- James Hamilton, of Pennsylvania, Attorney for the Western District of Pennsylvania, vice Thos. Duncan, nominated March 3, but not appointed.
- Presly Carr Lane, of Pennsylvania, Marshal for the Western District of Pennsylvania, vice Hugh Barclay, nominated March 3, but not appointed.
- John Monroe, of Virginia, Attorney for the Western District of Virginia, vice Samuel Blackburn, nominated February 21, but not appointed.
- Andrew Moore, of Virginia, Marshal for the Western District of Virginia, vice Robert Grattan, nominated Feb. 21, but not appointed.
- John Thompson Mason, of Columbia, Attorney for the District of Columbia, vice Thomas Swan, nominated February 28, but not appointed.
- Daniel Carroll Brent, of Columbia, Marshal for the District of Columbia, vice Jas. L. Lingan, nominated February 28, but not appointed.
- George Gilpin, of Columbia, Judge of the Orphans' Court for Alexandria county, Columbia, vice John Herbert, nominated March 2, but not appointed.
- John Hewitt, of Columbia, Register of Wills for Washington county, Columbia, vice John Peter, nominated March 2, but not appointed.
- Francis L. Taney, of Maryland, Commercial Agent for Ostend, vice John Mitchel, nominated February 18, but not appointed.
- Charles D. Coxe, of Pennsylvania, Commercial Agent for Dunkirk, vice John H. Hooe, nominated February 18, but not appointed.
- Peter Dobell, of Pennsylvania, Commercial Agent at Hayre, vice John M. Forbes, nominated February 18, but not appointed.
- William Patterson, of New York, Commercial Agent at L'Orient, vice Turell Tufts, nominated February 21, but not appointed.
- Thomas T. Gantt, of Maryland, Commercial Agent at Nantes, vice John Jones Waldo, nominated February 18, but not appointed.
- William Lee, of Massachusetts, Commercial Agent at Bordeaux, vice Isaac Cox Barnet, nominated February 18, but not appointed.
- William Buchanan, of Maryland, Commercial Agent for the Isles of France and Bourbon, vice George Stacy, nominated February 18, but not appointed.

Fulwar Skipwith, former Consul at Paris, Commercial Agent at Paris, vice J. C. Mountfloreance, nominated February 21, but not appointed.

The Sieur Etienne Cathalan, of France, former Consul at Marseilles, Commercial Agent at Marseilles, vice William Lec, nominated Feb. 18, but not appointed.

Joseph Iznardi, Sen. of Spain, former Consul at Cadiz, to be Consul at Cadiz, vice Henry Prebble, nominated February 18, but not appointed.

The Sieur de la Motte, of France, former Vice-Consul at Havre, to be Commercial Vice-Agent at Havre.

William Gardner, of New Hampshire, former Commissioner of Loans, to be Commissioner of Loans for New Hampshire, vice John Pierce, removed.

Joseph Whipple, of New Hampshire, former Collector of the District of Portsmouth, to be Collector of that District, vice Thomas Martin, removed.

Joseph Scott, of Virginia, Marshal of the Eastern District of Virginia, vice David M. Randolph, removed.

John Smith, of Pennsylvania, Marshal of the Eastern District of Pennsylvania, vice John Hall, removed.

Joseph Crockett, of Kentucky, Marshal of the District of Kentucky, vice Samuel McDowell, removed.

David Fay, of Vermont, Attorney for the District of Vermont, vice A. Marsh, removed.

John Willard, of Vermont, Marshal for the District of Vermont, vice Jabez G. Fitch, removed.

Daniel Marsh, of New Jersey, Collector and Inspector of the Revenue in the District of Perth Amboy, vice Andrew Bell, removed.

James Lynn, of New Jersey, Supervisor for the District of New Jersey, vice A. Dunham, removed.

Mount Edward Chisman, of Virginia, Collector and Inspector for the District of Hampton, vice Kirby, removed.

Isaac Smith, of Virginia, Collector for the District of Cherrystone, vice Nathaniel Wilkins, removed.

Thomas de Mattos Johnson, of Georgia, Collector for the District of Savannah, vice James Powell, removed.

George W. Erwin, of Massachusetts, Consul at London, vice Samuel Williams, removed.

Josiah Hook, of Massachusetts, Collector for the District of Penobscot, and Inspector of that port, vice John Lee, removed.

Reuben Etting, of Maryland, Marshal of the District of Maryland, vice David Hopkins, removed.

John Heard, of New Jersey, Marshal of the District of New Jersey, vice Thomas Lowry, removed.

Edward Livingston, of New York, Attorney for the District of New York, vice Richard Harrison, removed.

John Swartwout, of New York, Marshal of the District of New York, vice Aquilla Giles, removed.

Ephraim Kirby, of Connecticut, Supervisor for the District of Connecticut, vice J. Chester, removed.

Alexander Wolcott, of Connecticut, Collector for the District of Middleton, vice Chancey Whittlesey, removed.

Samuel Osgood, of New York, Supervisor for the District of New York, vice Nicholas Fish, removed.

David Gelston, of New York, Collector of the District of New York, vice Joshua Sands, removed.

Peter Muhlenberg, of Pennsylvania, Supervisor of the District of Pennsylvania, vice Henry Miller, removed.

Daniel Clark, of New Orleans, Consul at New Orleans, vice Evan Jones.

Charles Pinckney, of S. Carolina, Minister Plenipotentiary at Madrid, vice David Humphreys, recalled on account of long absence from the United States.

The nominations which took place on the 2d of March, of Justices of the Peace, for the District of Columbia, having been thought too numerous, a commission issued to fourteen of those then nominated for Washington county, to wit: Thomas Sim Lee, Daniel Reintzell, Daniel Carroll, Cornelius Cuninghame, Thomas Peter, Robert Brent, Thomas Addison, Abraham Boyd, John Laird, John Mason, William Thornton, Benjamin Stoddert, William Hammond Dorsey, and Joseph Sprigg Belt, and to one other, to wit: Thos. Corcoran, to be Justices of the Peace for Washington county; and another commission issued to eleven of those then nominated for Alexandria county, to wit: George Gilpin, William Fitzhugh, Francis Peyton, Richard Conway, Charles Alexander, George Taylor, Josiah Thompson, Abraham Faw, John Herbert, Cuthbert Powell, and Jacob Houghman, and to four others, to wit: Elisha Cullen Dick, Alexander Smith, Peter Wise, Jun. and Thomas Darne, to be Justices of the Peace for Alexandria county; all of whom are now nominated for re-appointment to the same offices.

TH: JEFFERSON.

January 6th, 1802.

The message was read.

Ordered, That it lie for consideration.

The Senate proceeded to consider the message of the President of the United States, of the 5th instant, and the nominations therein contained, of James Madison, and others, to office. Whereupon,

Resolved, That they do advise and consent to the appointments, agreeably to the nominations.

Ordered, That the Secretary lay this resolution before the President of the United States.

THURSDAY, JANUARY 7, 1802.

The Senate proceeded to consider the message of the President of the United States, of the 6th instant, and the nominations therein contained, of Albert Gallatin, and others, to office; and, after progress,

Ordered, That the further consideration thereof be postponed.

TUESDAY, JANUARY 12, 1802.

The Senate resumed the consideration of the message of the President of the United States, of the 6th instant, and the nominations therein contained, of Albert Gallatin, and others, to office; and, after debate,

Ordered, That the further consideration thereof be postponed.

MONDAY, JANUARY 18, 1802.

The Senate resumed the consideration of the message of the President of the United States, of the 6th instant, and the nominations therein contained, of Albert Gallatin, and others, to office; and, after progress,

Ordered, That the further consideration thereof be postponed.

THURSDAY JANUARY 21, 1802.

The Senate resumed the consideration of the message of the President of the United States, of the 6th instant, and the nominations therein contained, of Albert Gallatin, and others, to office; and, after progress,

Ordered, That the further consideration thereof be postponed.

David Latimer, of the Mississippi Territory, to be a member of the Legislative Council thereof, in the place of Adam Bingaman, who declined qualifying; the said David Latimer being one of two persons nominated by

the House of Representatives of the said Territory, for appointment in the place of the said Adam Bingaman.

John Taylor, of New York, to be a Commissioner to hold a treaty between the State of New York and the Saint Regis Indians, on matters concerning the State of New York, as explained in a letter from the Governor of New York, an abstract of which is enclosed; also, to be a Commissioner to hold a convention between the Seneca Indians and the Agent of the Holland Land Company, for the purpose of re-conveying to the Senecas certain parcels of their former lands, as explained in a letter from the said Agent, a copy of which is enclosed.

James Leander Cathcart, heretofore Consul at Tripoli, to be Consul at Algiers, instead of Richard O'Brian, who desires to return.

William Jarvis, of Massachusetts, to be Consul at Lisbon, instead of John Bulkeley.

George Washington McElroy, to be Consul at Teneriffe, instead of John Culman, who has abandoned the place.

Henry Molier, of Maryland, to be Consul of Corunna.

William Riggis, of Maryland, to be Consul of Trieste, in the place of John Lamson.

Joseph Barnes, a citizen of the United States, now in Messina, to be Consul for the Island of Sicily.

John M. Forbes, of Massachusetts, to be Consul at Hamburg, in the place of Joseph Pitcairn.

John Appleton, of Massachusetts, to be Consul at Calais.

Bartholomew Dandridge, of Virginia, to be Commercial Agent at Port Republican, in St. Domingo.

Robert Young, of Columbia, to be Commercial Agent at the Havana, in the place of John Morton, resigned.

Timothy Bloodworth, of North Carolina, to be Collector for the District of Wilmington, in that State, in place of Griffith John McRea, dead.

John Slocum, of Rhode Island, to be Surveyor of the port of Newport, in that State, in place of Daniel Lyman.

John Cross, Jun. of Rhode Island, to be Surveyor of the port of Pawcatuck, in that State, in place of George Stillman.

William Rogers, of Maryland, Alexander Williams, of Columbia, John A. Smith, of Columbia, Joseph W. New, of Virginia, to be Surgeon's Mates in the Navy of the United States.

TH: JEFFERSON.

February 1st, 1802.

The message was read.

Ordered, That it lie for consideration.

THURSDAY, FEBRUARY 4, 1802.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary, on the 3d instant, was read:

Gentlemen of the Senate:

I nominate Samuel Robinson, of Pennsylvania, to be a Surgeon's Mate in the Navy of the United States.

TH: JEFFERSON.

February 3d, 1802.

Ordered, That it lie for consideration.

The Senate proceeded to consider the message of the President of the United States, of the 1st instant, and the nominations therein contained, of David Latimer, and others, to office. Whereupon,

Resolved, That they do advise and consent to the appointment of David Latimer, Henry Molier, John M. Forbes, Bartholomew Dandridge, Robert Young, Timothy Bloodworth, John Slocum, William Rogers, Alexander Williams, John A. Smith, and Joseph W. New, agreeably to the nominations.

Ordered, That the nominations of James Leander Carthcart, William Jarvis, George Washington M'Elroy, William Riggins, Joseph Barnes, John Appleton, and John Cross, Jun. lie for consideration.

On motion,

Ordered, That the nomination of John Taylor, together with the papers referred to in the message last mentioned, be committed to Mr. Tracy, Mr. Morris, and Mr. Baldwin, to consider and report thereon.

TUESDAY, FEBRUARY 9, 1802.

The Senate resumed the consideration of the message of the President of the United States, of the 1st instant, and the nominations therein contained, of James Leander Carthcart, William Jarvis, George Washington M'Elroy, William Riggins, Joseph Barnes, John Appleton, and John Cross, Jun. Whereupon,

Resolved, That they do advise and consent to the appointment of William Jarvis, William Riggins, John Appleton, and John Cross, Jun. agreeably to the nominations.

Ordered, That the Secretary lay this resolution before the President of the United States.

The Senate proceeded to consider the message of the President of the United States, of the 3d instant, and the nomination contained therein, of Samuel Robinson, to office. Whereupon,

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

WEDNESDAY, FEBRUARY 10, 1802.

The Senate resumed the consideration of the message of the President of the United States, of the 1st instant, and the nominations therein contained, of James Leander Carthcart, George Washington M'Elroy, and Joseph Barnes. Whereupon,

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively.

Ordered, That the Secretary lay this resolution before the President of the United States.

MONDAY, FEBRUARY 15, 1802.

Mr. Tracy reported from the committee appointed the 4th instant, on the message of the President of the United States, of the 1st of February, containing the nomination of John Taylor, to office. Whereupon,

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

FRIDAY, FEBRUARY 19, 1802.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

I nominate the Reverend Alexander M'Farlan, of Virginia, to be a Chaplain in the Navy.

TH: JEFFERSON.

February 18th, 1802.

The message was read.

Ordered, That it lie for consideration.

MONDAY, MARCH 1, 1802.

The Senate proceeded to consider the message of the President of the United States, of the 18th of February last, and the nomination contained therein, of Alexander M'Farlan, to office. Whereupon,

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

WEDNESDAY, MARCH 10, 1802.

The following written messages were received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

The Governor of New York has desired that, in addition to the negotiations with certain Indians, already authorized under the superintendence of John Taylor, further negotiations should be held with the Oneidas and other members of the confederacy of the Six Nations, for the purchase of lands in, and for, the State of New York, which they are willing to sell, as explained in the letter from the Secretary at War, herewith sent. I have therefore thought it better to name a Commissioner to superintend the negotiations specified, with the Six Nations, generally, or with any of them.

I do accordingly nominate John Taylor, of New York, to be Commissioner for the United States, to hold a convention or conventions between the State of New York and the confederacy of the Six Nations of Indians, or any of the nations composing it.

This nomination, if advised and consented to by the Senate, will comprehend and supersede that of Feb. 1st, of the same John Taylor, so far as it respected the Seneca Indians.

TH: JEFFERSON.

March 9th, 1802.

Gentlemen of the Senate:

I now submit, for the ratification of the Senate, a treaty entered into by the Commissioners of the United States, with the Choctaw nation of Indians: and I transmit therewith so much of the instructions to the Commissioners as related to the Choctaws, with the minutes of their proceedings, and the letter accompanying them.

TH: JEFFERSON.

March 10th, 1802.

Gentlemen of the Senate:

I nominate Benjamin Forsyth, 1st Lieutenant of the late St. Mary's galley, to be Master of the same, as now fitted out for a Revenue cutter; Capt. Howell, of the galley, having resigned.

Thomas Allen, late 2d Lieutenant, to be Mate of the same Revenue cutter.

David Brydie Mitchell, of Georgia, to be Attorney of the district of Georgia, in the place of — Woodroff.

Benjamin Wall, of Georgia, to be Marshal of Georgia, in the place of Ambrose Gordon.

William P. Gardner, of Pennsylvania, to be Consul at Demarara, in the place of N. Rousselet, not received.

Andrew Lyle, of New Jersey, to be Surveyor for the port of New Brunswick, in the district of Perth Amboy, in the place of Anthony Walton White, resigned.

Edward Croft, of South Carolina, to be Commissioner of the first division in the State of South Carolina, for executing the act, entitled "An act to provide for the valuation of lands and dwelling houses, and the enumeration of slaves within the United States," in the place of Edward Darrel, deceased.

Nathaniel Folsome, of New Hampshire, to be Naval Officer for the district of Portsmouth, in New Hampshire, in the place of Edward St. Loe Livermore.

TH: JEFFERSON.

March 10, 1802.

The messages were read: the treaty with the Choctaws was also read.

Ordered, That the messages and papers severally referred to in the messages, lie for consideration.

THURSDAY, MARCH 11, 1802.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

Since my nomination yesterday, of Benjamin Forsyth, to be Master of the Revenue cutter, I learn that he is lately dead, and therefore now nominate Henry Putnam, of Georgia, to be Master of the Revenue cutter, late the St. Mary's galley.

TH: JEFFERSON.

March 11, 1802.

The message was read.

Ordered, That it lie for consideration.

The Senate proceeded to consider the message of the President of the United States, of the 9th instant, and the nomination therein contained, of John Taylor, to office. Whereupon,

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

The Senate proceeded to consider the message of the President of the United States, of the 10th instant, and the nominations, therein contained, of Benjamin Forsyth, and others, to office. Whereupon,

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively, except to that of Benjamin Forsyth, superseded by this day's message, and to that of Nathaniel Folsome, the consideration of which is postponed.

Ordered, That the Secretary lay these resolutions before the President of the United States.

FRIDAY, MARCH 12, 1802.

The Senate resumed the consideration of the message of the President of

the United States, of the 10th instant, and the nomination therein contained, of Nathaniel Folsome, to office. Whereupon,

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

The Senate proceeded to consider the message of the President of the United States, of the 11th instant, and the nomination therein contained, of Henry Putnam, to office. Whereupon,

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay these resolutions before the President of the United States.

MONDAY, MARCH 15, 1802.

The papers communicated on the 10th instant, with the treaty with the Choctaw Indians, were read.

The treaty with the Choctaw Indians was read a second time, as in committee.

WEDNESDAY, MARCH 17, 1802.

The Senate resumed the consideration of the treaty made under the authority of the United States, with the Choctaw Indians; and agreed that the consideration thereof should be postponed until the first Monday in April next.

THURSDAY, MARCH 18, 1802.

The Senate resumed the consideration of the treaty made under the authority of the United States, with the Chickasaw nation of Indians; and,

On motion,

It was agreed that the further consideration thereof be postponed.

FRIDAY, MARCH 19, 1802.

The Senate resumed the consideration of the treaty made under the authority of the United States, with the Chickasaw nation of Indians; and, after progress,

On motion,

Ordered, That the further consideration thereof be postponed generally.

THURSDAY, MARCH 25, 1802.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

The act fixing the military peace establishment of the United States, rendering it necessary that the officers retained in service, should, in most cases, be transferred into regiments different from those to which their commissions attach them, new commissions are deemed necessary for them, as well as for those entitled to promotion, and for the Ensigns newly nominated. The enclosed report from the Secretary at War, exhibits the transfers, promotions, and new appointments, proposed in conformity with the law; and I accordingly nominate the several persons named in the report, for commissions, according to its tenor.

TH: JEFFERSON.

March 25th, 1802.

The following persons are proposed to the consideration of the President of the United States, for nomination to the several appointments annexed to their names respectively.

ARTILLERISTS.

	PRESENT RANK.		Rank under the new organization.
Henry Burbeck, - - -	Lieut. Col.	1st reg. A. & E.	Colonel.
Constant Freeman, - - -	Major	do	Lt. Colonel.
Daniel Jackson, - - -	Major	2d reg. A. & E.	Major.
Decius Wadsworth, - - -	do	do	do
Moses Porter, - - -	do	1st reg. A. & E.	do
William Mac Rea, - - -	do	2d do	do
George Ingersoll, - - -	Captain	1st reg. A. & E.	Captain.
Richard S. Blackburn, - - -	do	do	do
James Bruff, - - -	do	do	do
Michael Kalteison, - - -	do	do	do
Abimael Y. Nicoll, - - -	do	do	do
Amos Stoddard, - - -	do	2d do	do
Lemuel Gates, - - -	do	do	do
James Read, - - -	do	do	do
James Stille, - - -	do	do	do
John McClallen, - - -	do	1st reg. do	do
Nehemiah Freeman, - - -	do	do	do
James Sterrett, - - -	do	do	do
George Izard, - - -	do	do	do
Jonathan Robison, - - -	do	do	do
Henry M. Muhlenberg, - - -	do	do	do
John W. Livingston, - - -	do	2d do	do
Lloyd Beall, - - -	do	do	do
Josiah Dunham, - - -	do	do	do
John Saunders, - - -	Lieut.	1st reg. A. & E.	Lieutenant.
Howell Cobb, - - -	do	do	do
Richard Whiley, - - -	do	do	do
Philip Rodrique, - - -	do	do	do
Samuel T. Dyson, - - -	do	do	do
James B. Many, - - -	do	2d do	do
John Furgus, Jr. - - -	do	do	do
Nathaniel Leonard, - - -	do	do	do
Charles Wolestonecraft, - - -	do	do	do
Robert W. Osborn, - - -	do	do	do
James House, - - -	do	1st do	do
George Waterhouse, - - -	do	2d do	do
Leonard Williams, - - -	do	do	do
Ebenezer Beebe, - - -	do	1st do	do
William Yates, - - -	do	1st do	do
John Walback, - - -	do	2d do	do
John B. Barnes, - - -	do	1st do	do
Addison B. Armistead, - - -	do	do	do
George Armistead, - - -	do	do	do
Charles Hunt, - - -	do	do	do
Lewis Howard, - - -	do	2d do	do

ARTILLERISTS—Continued.

	PRESENT RANK.	Rank under the new organization.
William Cox, - - -	Lieut. 1st reg. A. & E.	Lieutenant.
Moses Swett, - - -	do do	do
Jesse Lull, - - -	do do	do
John F. Powell, - - -	do 1st do	do
Peter Lampkin, - - -	do do	do
George Peter, - - -	do 2d do	do
Clarence Mulford, - - -	do 1st do	do
Hezekiah W. Bissell, - - -	do do	do
Joseph Cross, - - -	do do	do
Pearson Titcomb, - - -	do 2d do	do
William Wilson, - - -	do do	do
Samuel Welch, - - -	do do	do
Augustus Strong, - - -	do do	do
Killian P. Van Rensselaer, - - -	do 1st do	do
Lewis Landais, - - -	do do	do
Enoch Humphreys, - - -	do do	do
Samuel Fowle, - - -	do do	do
William A. Murry, - - -	do do	do

FIRST REGIMENT OF INFANTRY.

	PRESENT RANK.	Rank under the new organization.
John F. Hamtramck, - - -	Lt. Col. 1st reg. Infantry,	Colonel.
Thomas Hunt, - - -	Major do	Lt. Colonel.
Zebulun Pike, - - -	Major 3d reg. Infantry,	Major.
Cornelius Lyman, - - -	Capt. 2d reg. Infantry,	Captain.
Richard H. Greateon, - - -	do do	do
Russell Bissell, - - -	do do	do
Edward D. Turner, - - -	do do	do
John Whipple, - - -	1st Lieut. 2d reg. Inf.	1st Lieut.
Zebulun M. Pike, - - -	do do	do
Nathan Heald, - - -	do do	do
John W. Brownson, - - -	2d Lieut. 3d reg. Inf.	2d Lieut.
Daniel Hughes, - - -	do 2d do	do
Alexander Macomb, Jun. - - -	do do	do
Daniel Baker, - - -	do 3d do	do
Joseph Miller, - - -	do 2d do	do
Henry Hopkins, - - -	do do	do

SECOND REGIMENT OF INFANTRY.

	PRESENT RANK.	Rank under the new organization.
Thomas Butler, - - -	Lt. Col. 4th reg. Infantry,	Colonel.
Thomas H. Cushing, - - -	Major 1st do	Lt. Colonel.
Edward Butler, - - -	Capt. 4th do	Captain.
Richard Sparks, - - -	do 3d do	do
Benjamin Lockwood, - - -	do 4th do	do
Samuel C. Vance, - - -	do 3d do	do
John Bowyer, - - -	do do	do
Robert Purdy, - - -	do 4th do	do
Campbell Smith, - - -	do do	do
Hugh McCall, - - -	do 3d do	do
Francis Johnston, - - -	do 4th do	do
William R. Boote, - - -	do 3d do	do
Thomas Swain, - - -	1st Lieut. 4th reg. Infantry,	1st Lieut.
George Salmon, - - -	do 4th do	do
John Campbell, - - -	do do	do
Peter P. Schuyler, - - -	do 3d do	do
Joseph Boomer, - - -	do 4th do	do
Samuel Lane, - - -	do 3d do	do
Matthew Arbuckle, - - -	do do	do
Thomas Blackburn, - - -	do 4th do	do
Samuel Erwine, - - -	do 3d do	do
Edmund P. Gaines, - - -	2d Lieut. 4th reg. Infantry,	2d Lieut.
Robert G. Barde, - - -	do 1st do	do
Bartholomew D. Armistead	do do	do
Benjamin Wilkinson, - - -	do 3d do	do
James Wilkinson, Jr. - - -	do 4th do	do
Richard Buck, - - -	do do	do
Henry R. Graham, - - -	do 3d do	do

ENGINEERS.

	PRESENT RANK.	Rank under the new organization.
Jonathan Williams, - - -	Major 2d reg. A. & E.	Major.
William A. Barron, - - -	Capt. 2d reg. do	Captain.
James Wilson, - - -	1st Lieut. do	1st Lieut.
Peter A. Dranse, - - -	do 1st reg. do	do

Promotions during the recess of the Senate.	PRESENT RANK.	Rank under the new organization.	TO TAKE RANK FROM, &c.
George W. Carmichael,	Capt. 2d Reg. A. & E.	Capt. in Artil'rists,	May 20, 1801, vice Capt. Irvine, resigned.
Wm. L. Cooper,	do do do	do do	Aug. 15, 1801, vice Capt. Hancock, resigned.
James Richmond,	do 2d reg. Infantry,	Capt. 1st reg. Inf.	May 21, 1801, vice Captain Lukens, deceased.
John McClary,	do do do	do do	July 1, 1801, vice Capt. Gray, resigned.
William Carson,	1st Lieut. 1st reg. Inf.	1st Lieut. do	Feb. 16, 1801, vice Lieut. Lewis, promoted.
John Braham,	1st Lieut. 2d do	do 2d do	June 15, 1801, vice Lieut. Laidlie, deceased.
William Platt, N. Jersey,	2d Lieut. 3d do	2d Lieut. 2d do	March 21, 1801, vice Lieut. Williams, promoted.
Wm. Lawrence,	do 4th do	do do	June 8, 1801, vice Lieut. Porter, promoted.
Stephen Worrell, Philadelphia,	1st Lieut. 2d A. & E.	1st Lieut. Artil.	June 8, 1801, vice Lieut. Clark, resigned.
Wm. Whistler, N. W. Territory,	2d Lieut. 1st reg. Inf.	2d Lieut. 1 reg. Inf.	June 8, 1801, vice Lieut. Wallace, declined.

Lieutenant Colonel Thomas H. Cushing, Adjutant and Inspector of the Army.
Caleb Swan, Paymaster of the Army.

SURGEONS.

	OF WHAT STATE.	To what corps attached under the old organization.	For what post under the new organization.
J. F. Carmichael, David Davis,	Pennsylvania, do	3d reg. Infantry, Surg. Mate, 4t do	Fort Adams, Mississippi. Detroit.

SURGEON'S MATES.

Alex. A. Peters, Sam'l. M. Griffith, George Dill, Charles Blake, Prescott Barron, Edward Reynolds Southworth Harlow,	New York, Virginia,	1st reg. of A. & E. 2d do do 2d do do 1st do do 2d reg. Infantry,	South West Point, Tennessee. Fort Johnson, Charleston. Fort Wolcott, Rhode Island. Fort Independence, Boston. Fort McHenry, Maryland. Mouth of the Ohio. Fort Wilkinson, Georgia. Chickasaw Bluffs. Mobile. Fort Mifflin, Pennsylvania. Niagara. Norfolk. Kaskaskias. Fort Jay, New York. For the Artillery in Georgia. Fort Trumbull, New London. Fort Wayne, N. W. Territory. Michilimackinac. Vincennes, Indiana Territory.
John Rippey, Thomas R. Jack, John P. Fisher, Philip Turner, Robert Stark, Francis Tuttle, Lyman Spalding. Henry Jackson, James Lee, Nathaniel Bedford, Francis Le Barron, Samuel McKee, Jr.	Massachusetts, Pennsylvania, Georgia, New York, do Virginia, Pennsylvania, New Hampshire Georgia, Connecticut, Pennsylvania, Massachusetts, Indi'a Territory,		

The following persons are proposed for the consideration of the President of the United States, as candidates for Ensigns, in the first regiment of Infantry: William Richardson, of New York, James Porter, of Pennsylvania, Anthony Campbell, of ditto, John C. Symmes, of the N. W Territory, Thomas B. Steele, of Maryland.

H. DEARBORN.

The message was read.

Ordered, That it lie for consideration.

FRIDAY, MARCH 26, 1802.

The Senate took into consideration the message of the President of the United States, of 25th, and the nominations contained therein; and did consent and advise to all, except those of Cornelius Lyman, Jesse Lull, Zebulun Pike, and Zebulun M. Pike.

Ordered, That the nominations of Cornelius Lyman, Jesse Lull, Zebulun Pike, and Zebulun M. Pike, be referred to Mr. Anderson, Mr. S. T. Mason, and Mr. Dayton, to consider and report thereon.

MONDAY, MARCH 29, 1802.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

The Commissioners who were appointed to carry into execution the 6th article of the treaty of amity, commerce, and navigation, between the United States and His Britannic Majesty, having differed in opinion as to the objects of that article, and discontinued their proceedings, the Executive of the United States took early measures, by instructions to our Minister at the British Court, to negotiate explanations of that article. * This mode of resolving the difficulty, however, proved unacceptable to the British government, which chose rather to avoid all further discussion and expense under that article, by fixing at a given sum the amount for which the United States should be held responsible under it. Mr. King was consequently authorized to meet this proposition; and a settlement in this way has been effected, by a convention entered into with the British government, and now communicated for your advice and consent, together with the instructions and correspondence relating to it. The greater part of these papers being originals, the return of them is requested at the convenience of the Senate.

TH: JEFFERSON.

March 29th, 1802.

The message and papers accompanying it were read.

Ordered, That they lie for consideration.

WEDNESDAY, MARCH 31, 1802.

A message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

Since nominating to the Senate, on the 25th instant, the officers who are to be transferred or promoted, under the act fixing the military peace establishment of the United States, I have received information which renders it proper that I should revoke the nominations then made, of Richard Greateon and Campbell Smith, Captains, and of Thomas Blackburne, Lieutenant.

And I now nominate

John Whistler, heretofore Captain in the 1st regiment of infantry, to be a Captain in the 1st regiment, instead of Greateon;

Aaron Gregg, heretofore a Captain in the 3d regiment of infantry, to be a Captain in the 2d regiment, instead of Smith; and

John Haines, heretofore 1st Lieutenant in the 4th regiment of infantry, to be a 1st Lieutenant in the 2d regiment, instead of Blackburne.

Captain Smith's nomination is revoked at his own earnest request, and those of the other two, for causes which, had they been known in time, would have prevented their nomination.

I also nominate Alexander A. Peters, to be Surgeon's Mate at Fort Johnson, in North Carolina; and

Thomas J. Vandyke, to be Surgeon's Mate at South West Point, in Tennessee, instead of Alexander A. Peters, who had been nominated for South West Point.

TH: JEFFERSON.

March 31st, 1802.

The message was read.

Ordered, That it lie for consideration.

Mr. Anderson, from the committee appointed on the message of the President of the United States, of 25th March, reported, that from the information obtained respecting the rank of the officers therein mentioned, and of the characters of those whose nomination was referred to the consideration of the committee, that it would be expedient for the Senate to consent and advise to their appointment.

THURSDAY, APRIL 1, 1802.

The Senate resumed the consideration of the message of the President of the United States, of 25th March, nominating Henry Burbeck, and others, to military appointments. And it was agreed that the nomination of Jesse Lull be postponed; also, of Cornelius Lyman; and that the Senate do advise and consent to the appointment of Zebulun Pike and Zebulun M. Pike, agreeably to their respective nominations.

The message of the 31st March, nominating John Whistler, and others, was resumed; and the Senate

Re-considered Richard H. Greateon, revoked, and John Whistler, agreed to as nominated.

Re-considered Campbell Smith, revoked, and nomination of Aaron Gregg agreed to.

Re-considered Thomas Blackburne, revoked, and John Haines agreed to.

The Senate advise and consent to the appointment of Alex. A. Peters, and Thomas J. Vandyke, Surgeon's Mates.

FRIDAY, APRIL 2, 1802.

The Senate resumed the consideration of the message of the President of the United States, of the 25th March, and the nominations therein contained, of Jesse Lull and Cornelius Lyman. Whereupon,

Resolved, That the Senate do not advise and consent to the appointment of Jesse Lull.

Ordered, That the consideration of the nomination of Cornelius Lyman be further postponed.

Ordered, That the Secretary make immediate returns to the President of the United States, on his messages of 25th and 31st March.

On motion,

Resolved, That the President of the United States be requested to cause to be transmitted to the Senate, the proceedings of the court martial lately held for the trial of Captain Cornelius Lyman.

Ordered, That the Secretary lay this resolution before the President of the United States.

SATURDAY, APRIL 3, 1802.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

According to the request expressed in your resolution, of yesterday, I now transmit to the Senate the proceedings of the court martial lately held for the trial of Captain Cornelius Lyman, asking the favor of their return, at the convenience of the Senate, as they are the originals.

TH: JEFFERSON.

April 3d, 1802.

The message and part of the papers were read.

And, on motion, it was agreed that the consideration of the subject be postponed.

The Senate took into consideration the message of the President of the United States, of 29th March, with the British convention; and the communications were in part read.

MONDAY, APRIL 5, 1802.

The reading of the papers communicated with the message of 29th March, with the British convention, was resumed.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

Since my message of January 6th, to the Senate, I have received information that Thomas Sim Lee, therein named as a Justice of the Peace for the county of Washington, had resigned that office; and that Benjamin Stoddart and William Hammond Dorsey, therein also named as Justices for the same county, had declined qualifying. This renders it necessary to withdraw their nominations for re-appointment, which I hereby do; and I nominate in their stead Anthony Reintzell, John Oakley, and Isaac Pierce, to be Justices of the Peace for the said county.

In the same message, of January 6th, the name of John Laird was inserted by mistake, instead of that of Benjamin More, who, (and not John Laird,) had been commissioned and qualified as a Justice of the Peace. I therefore beg leave to correct the error, by restoring to its place the name of Benjamin More, and nominating him to be a Justice of the Peace for the said county, and by withdrawing that of John Laird.

I learn also, from the county of Alexandria, that William Fitzhugh, Richard Conway, and Thomas Darne, named in the said message as Justices for that county, have declined qualifying. I therefore withdraw their nomina-

tions; and I nominate in their stead, George Slacum, Presly Gunnell, and John Dundas, to be Justices of the Peace for the said county of Alexandria.
TH: JEFFERSON.

April 5th, 1802.

The message was read.

Ordered, That it lie for consideration.

TUESDAY, APRIL 6, 1802.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

I nominate Henry Potter, of North Carolina, now a Judge of the 5th Circuit Court, to be Judge of the District Court of North Carolina, become vacant by the death of John Sitgreaves.

TH: JEFFERSON.

April 6th, 1802.

The message was read.

Ordered, That it lie for consideration.

The papers referred to, in the message of 29th March, with the British convention, were read.

Ordered, That the consideration of the convention be postponed.

On motion,

Resolved, That the President of the United States be requested to cause to be laid before the Senate, the amount and description of claims preferred under the sixth article of the British treaty, and which would have been chargeable to the United States, if the principles contended for by the British Commissioners had been established as the rules of decision by which those claims should be determined.

WEDNESDAY, APRIL 7, 1802.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

I nominate Peter Talman to be a First Lieutenant in the regiment of Artillery. He was First Lieutenant in the 1st regiment of Artillerists and Engineers; not long since promoted to be a Captain in the same regiment, and now willing to return to his former station.

I also nominate Henry Irwin, of Pennsylvania, to be an Ensign in the first regiment of Infantry.

TH: JEFFERSON.

April 7, 1802.

The message was read. Whereupon,

Resolved, That the Senate do advise and consent to the appointment of Peter Talman.

Ordered, That the Secretary lay this resolution before the President of the United States.

The Senate resumed the consideration of the message of the President of the United States, and the nomination therein contained, of Henry Potter, to office. Whereupon,

Resolved, That the Senate do consent and advise to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States

The proceedings, and the papers respecting the court martial on Cornelius Lyman, were in part read.

THURSDAY, APRIL 8, 1802.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

In order to satisfy, as far as it is in my power, the desire expressed in your resolution of the 6th instant, I now transmit you a letter from John Read, Agent for the United States before the Board of Commissioners under the 6th article of the treaty with Great Britain, to the Attorney General, bearing date the 25th of April, 1801, in which he gives a summary view of the proceedings of those Commissioners, and of the principles established or insisted on by a majority of them.

Supposing it might be practicable for us to settle, by negotiation with Great Britain, the principles which ought to govern the decisions under the treaty, I caused instructions to be given to Mr. Read, to analyze the claims before the Board of Commissioners; to class them under the principles on which they respectively depended; and to state the sum depending on each principle, or the amount of each description of debt. The object of this was, that we might know what principles were most important for us to contend for, and what others might be conceded without much injury. He performed this duty, and gave in such a statement during the last summer; but the Chief Clerk of the Secretary of State's Office being absent on account of sickness, and the only person acquainted with the arrangement of the papers of the office, this particular document cannot at this time be found. Having, however, been myself in possession of it a few days after its receipt, I then transcribed from it, for my own use, the recapitulation of the amount of each description of debt. A copy of this transcript I shall subjoin hereto, with assurances that it is substantially correct, and with the hope that it will give a view of the subject sufficiently precise to fulfil the wishes of the Senate. To save them the delay of waiting till a copy of the Agent's letter could be made, I send the original, with the request that it may be returned at the convenience of the Senate.

TH: JEFFERSON.

April 8, 1802.

British claims under the 6th article, distinguished into classes, including interest, to different dates, within the year 1798.

	£	s.	d.	sterling.
For interest during the war alone	120,645	11	1½	
For payments into the Treasuries, Loan Offices, &c.	171,795	0	6½	
On account of impediments under the instalment				
laws of South Carolina	337,868	2	0	
For alleged unlawful decisions of courts	24,658	4	3½	

	£	s.	d.	sterling.
By firms, in part citizens of the United States	162,483	12	4	$\frac{3}{4}$
Debts due from States, late Provinces	4,839	14	0	
All description of refugees, except North Carolina	753,182	4	2	$\frac{3}{4}$
On account of debts discharged in depreciated				
paper money	-	-	-	- 205,795 15 5 $\frac{1}{2}$
Proprietary debts	-	-	-	- 296,775 13 8
Legal impediments generally	-	-	-	- 3,560,585 10 4 $\frac{1}{2}$
<hr/>				
\$ 24,809,969 37 = 5,638,629 8 1				

The message and papers accompanying it were read.
Ordered, That they lie for consideration.
The consideration of the convention between the United States and his Britannic Majesty was resumed, and made the order of the day for Monday next.

MONDAY, APRIL 12, 1802.

The consideration of the convention made between the United States and his Britannic Majesty was resumed, and read, article by article.

On motion,
Resolved, That the President of the United States be requested to cause to be laid before the Senate, the amount of claims preferred under the seventh article of the treaty of amity, commerce, and navigation with Great Britain, and of the sums awarded by the Commissioners, and paid by the British government, and a statement of the principles adopted by the said Commissioners, in their proceedings, under the said article.

Ordered, That the Secretary lay this resolution before the President of the United States.

Ordered, That the further consideration of the convention made with the British government, be the order of the day for Thursday next.

The Senate resumed the consideration of the nomination of Cornelius Lyman; and,

On the question, will the Senate agree to his appointment?
It passed in the affirmative, { Yeas, 17,
 { Nays, 5.

The yeas and nays being demanded by one-fifth of the Senators present, Those who voted in the affirmative, are—Messrs. Anderson, Baldwin, Bradley, Breckinridge, Clinton, Colhoun, Ellery, T. Foster, Franklin, Jackson, Logan, S. T. Mason, Nicholas, Olcott, Stone, Sumpter, and Wright.

Those who voted in the negative, are—Messrs. Dayton, Dw. Foster, J. Mason, Ogden, and White.

So it was
Resolved, That the Senate do advise and consent to his appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

THURSDAY, APRIL 15, 1802.

The Senate resumed the consideration of the convention made between the United States and his Britannic Majesty.

Ordered, That the further consideration thereof be postponed until Monday next.

SATURDAY, APRIL 17, 1802.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

I now transmit you a report of the Secretary of State, with the document accompanying it, on the subject of your resolution of the 12th instant, concerning the 7th article of the treaty between the United States and Great Britain.

TH: JEFFERSON.

April 17, 1802.

The message and papers therein referred to were read.

Ordered, That they lie for consideration.

WEDNESDAY, APRIL 21, 1802.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

I nominate Charles Ludlow, of New York, to be a Lieutenant in the Navy.

TH: JEFFERSON.

April 21, 1802.

The message was read.

Ordered, That it lie for consideration.

THURSDAY, APRIL 22, 1802.

The Senate took into consideration the message of the President of the United States, of the 21st instant, nominating Charles Ludlow, of New York, to be a Lieutenant in the Navy. Whereupon,

Resolved, That the Senate do consent and advise to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

MONDAY, APRIL 26, 1802.

The Senate resumed the consideration of the convention made between the United States and his Britannic Majesty; and,

On the question, will the Senate agree to the ratification thereof?

It passed in the affirmative, { Yeas, 19,
 { Nays, 2.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Anderson, Baldwin, Bradley, Brown, Clinton, Cocke, Ellery, Dw. Foster, Franklin, Howard, S. T. Mason, J. Mason, Morris, Nicholas, Ogden, Stone, Wells, White, and Wright.

Those who voted in the negative, are—Messrs. Logan and Sumpter.

So it was

Resolved, (two-thirds of the Senators present concurring therein,) 'That the Senate do advise and consent to the ratification of the convention between the United States of America and his Britannic Majesty, concluded on the 8th day of January, 1802, at London.

Ordered, That the Secretary lay this resolution before the President of the United States.

TUESDAY, APRIL 27, 1802.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

I nominate Edward Harris, of North Carolina, to be a Judge of the fifth Circuit, vice Henry Potter, who has accepted the office of District Judge.

Michael McClary, of New Hampshire, to be Marshal of the District of New Hampshire, vice Bradbury Cilley, whose commission is expired.

Robert Champlin Gardiner, of Rhode Island, to be Consul at Gothenburg.

William Stewart, of Pennsylvania, to be Consul at Smyrna.

Walter Nichols, of Rhode Island, to be Naval Officer at Newport, vice Robert Croke, deceased.

Silas Crane, of New Jersey, to be Collector of Little Egg Harbor, in New Jersey, vice William Watson, superseded for non attendance on his duties.

James L. Shannonhouse, of North Carolina, to be Surveyor and Inspector of the port of Newbegun Creek, in North Carolina, vice Frederic Sawyer, who has removed from thence.

Thomas Worthington, of the North Western Territory, to be Supervisor of the North Western District.

David Duncan, of the Indiana Territory, to be Inspector of the port of Michilimackinac.

Jared Mansfield, of Connecticut, to be a Captain in the Corps of Engineers.

Simcon Knight, of Vermont, to be Ensign in the first regiment of Infantry.

Joseph Dorr, of Vermont, to be Ensign in the first regiment of Infantry.

George T. Ross, of Pennsylvania, to be Ensign in the second regiment of Infantry.

Peter Gansevoort, of New York, to be Military Agent for the Northern Department.

William Linnard, of Pennsylvania, to be Military Agent for the Middle Department.

Abraham D. Abrahams, of Georgia, to be Military Agent for the Southern Department.

Benjamin Cheney, of North Carolina, to be Surveyor and Inspector of the port of Beaufort, in North Carolina, vice John Easton, deceased.

TH: JEFFERSON.

April 27, 1802.

The message was read; and

Ordered, To lie for consideration.

On the nominations of Justices for the District of Columbia, contained in the message of the President of the United States, of the 5th instant,

Daniel Reintzell was named, in place of Thomas Sim Lee, who hath

The yeas and nays being required by one-fifth of the Senators present,
Those who voted in the affirmative, are—Messrs. Anderson, Baldwin,

Bradley, Breckinridge, Brown, Clinton, Ellery, T. Foster, Franklin, Jackson, Logan, S. T. Mason, Stone, Sumpter, and Wright.

Those who voted in the negative, are—Messrs. Dw. Foster, Howard, Ogden, Olcott, Tracy, and Wells.

And, on motion that it be

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent that the President of the United States do ratify the treaty of reciprocal advantage and mutual convenience, between the United States and the Chickasaws, concluded at the Chickasaw Bluff, on the 24th day of October, 1801;

It passed unanimously in the affirmative: Yeas, 20.

Those who voted in the affirmative, are—Messrs. Anderson, Baldwin, Bradley, Breckinridge, Brown, Clinton, Ellery, T. Foster, Franklin, Howard, Jackson, Logan, S. T. Mason, Ogden, Olcott, Stone, Sumpter, Tracy, Wells, and Wright.

Ordered, That the Secretary lay this resolution before the President of the United States.

The Senate resumed the consideration of the treaty concluded between the United States and the Choctaw nation; and,

On motion that it be

Resolved, by the Senate of the United States, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent that the President of the United States do ratify the treaty of friendship, limits, and accommodation, between the United States and the Choctaw nation, concluded at Fort Adams, the 17th day of December, A. D. 1801;

It passed unanimously in the affirmative: Yeas, 21.

Those who voted in the affirmative, are—Messrs. Anderson, Baldwin, Bradley, Breckinridge, Brown, Clinton, Ellery, T. Foster, D. Foster, Franklin, Howard, Jackson, Logan, S. T. Mason, Ogden, Olcott, Stone, Sumpter, Tracy, Wells, and Wright.

Ordered, That the Secretary lay this resolution before the President of the United States.

SATURDAY, MAY 1, 1802.

Mr. Bradley, from the committee to whom was referred, on the 29th ult., that part of the message of the President of the United States, of the 27th ult., which relates to the appointment of David Duncan and Jared Mansfield, made report. Whereupon,

Resolved, That the Senate do advise and consent to the appointment of David Duncan, to office, agreeably to the nomination; and that the further consideration of the message relating to the nomination of Jared Mansfield be postponed.

MONDAY, MAY 3, 1802.

The Senate resumed the consideration of the message of the President of the United States, of April 27th. Whereupon,

Resolved, That they do advise and consent to the appointment of Jared Mansfield, agreeably to the nomination.

The following written message was received from the President of the United States, by Mr. Lewis, his Secretary:

Gentlemen of the Senate:

I nominate John Heard, of New Jersey, to be Collector of the port of Perth Amboy, vice Daniel Marsh, deceased.

TH: JEFFERSON.

May 3d, 1802.

The message was read. Whereupon,

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay these resolutions before the President of the United States.

Compared with the originals.

Attest:

SAM: A. OTIS, *Secretary*.

END OF THE TWENTIETH SESSION.